

01-0-2007

01-0-

AN ORDINANCE

BY COUNCIL MEMBERS VERN MCCARTY AND DERRICK BOAZMAN

**AUTHORIZING THE MAYOR TO EXECUTE AN INTERGOVERNMENTAL AGREEMENT BY AND BETWEEN THE HOUSING AUTHORITY OF THE CITY OF ATLANTA, GEORGIA (THE "AUTHORITY") AND THE CITY OF ATLANTA PERTAINING TO THE PERFORMANCE OF CERTAIN PUBLIC IMPROVEMENTS BY THE AUTHORITY FOR THE BENEFIT OF THE CITY OF ATLANTA; TRANSFERRING APPROPRIATIONS IN THE AMOUNT OF \$10,000,000 TO FUND A PORTION OF SAID PUBLIC IMPROVEMENTS; AND FOR OTHER PURPOSES.**

**WHEREAS**, The Housing Authority of the City of Atlanta, Georgia (the "Authority") (together with its development partner, Carver Redevelopment, LLC, a Georgia limited liability company whose sole members are Integral Properties, LLC, a Georgia limited liability company (f/k/a The Integral Group, L.L.C.), and Russell New Urban Development, LLC, a Georgia limited liability company) is engaged in the revitalization of the Carver Homes public housing community into a new mixed-finance, mixed-income community (referred to herein sometimes as "Carver Homes"); and

**WHEREAS**, the revitalization includes the demolition of 990 distressed units (which has been completed) and the redevelopment of Carver Homes into a new community containing approximately 718 mixed-finance, mixed-income rental units and up to 252 homeownership units which will include 32 units reserved for public housing-eligible residents; and

**WHEREAS**, Phase I, containing 220 units with 110 units reserved for public housing-eligible families and another 44 units reserved for low-income families, is almost complete; and

**WHEREAS**, Phase II, containing 66 units with 33 units reserved for public housing-eligible families and another 7 units reserved for low-income families, will close in the first quarter of 2002; and

**WHEREAS**, Phase III, containing 216 units with 108 units reserved for public housing-eligible families and another 54 units reserved for low-income families, will close in December, 2001; and

**WHEREAS**, the revitalization will include an array of social and economic development services such as daycare, health services, counseling, educational training and recreational activities; and

**WHEREAS**, the revitalization of this community is of enormous importance to the economic health of the City and the well-being of its residents; and

**WHEREAS**, the City owns, and has the responsibility for furnishing and performing certain public improvements, including landscaping, paving, curbs, gutters, streetscaping, sidewalks, lighting, streets, water, storm and sanitary sewer improvements in the public right-of-way (the "Carver Sewer Separation and Greenway Project") and necessary to support the revitalization of Carver Homes; and

**WHEREAS**, as part of the revitalization of Carver Homes, the City and the Authority have agreed that in order to support the development timetable set forth for the revitalization, the City has authorized the Authority to perform the public improvements to be known as the Carver Sewer Separation and Greenway Project; and

**WHEREAS**, the City and the Authority are working together to develop plans for the Carver Sewer Separation and Greenway Project Public Improvements necessitated by the revitalization of Carver Homes; and

**WHEREAS**, the City acknowledges that it would have had to perform the Carver Sewer Separation and Greenway Project Public Improvements but for the Authority's willingness to perform such work; and

**WHEREAS**, the City and the Authority have previously entered or will enter into a separate intergovernmental agreement for the City's contribution of \$10,000,000 for the cost of the Carver Sewer Separation and Greenway Project Public Improvements; and

**WHEREAS**, the City and the Authority acknowledge and agree that the most efficient and economical manner in which to perform the Carver Sewer Separation and Greenway Project Public Improvements is to have such work performed by the Authority or its contractors and to have the City contribute \$10,000,000 to the Authority for the costs incurred or to be incurred by the Authority in performing such work; and

**WHEREAS**, the City now wishes to make a contribution to the Authority for a portion of the cost of said improvements.

**NOW, THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA AS FOLLOWS:**

Section 1. The Mayor is authorized to enter into an intergovernmental agreement with the Authority for the construction of the Carver Sewer Separation and Greenway Project Public Improvements by the Authority for the use and benefit of the Authority and the City in an amount not to exceed \$10,000,000.

Section 2. That the 2001 (Water/Sewer) Budget be and is hereby amended as follows:

Transfer From Appropriations

\_\_\_\_\_ Reserve for Appropriations \$10,000,000

Transfer to Appropriations

\_\_\_\_\_ Carver Sewer Separation and Greenway Project \$10,000,000

Section 3. The City Attorney is authorized to prepare and review all necessary contractual agreements, and the Mayor is authorized to execute all necessary agreements after approval by the City Attorney as to form.

Section 4. Said agreements shall not be binding on the City until executed by the Mayor and delivered to the contracting party.

Section 5. The Chief Financial Officer be and is hereby authorized to make payment for said contractual agreement from the appropriation accounts cited above in the aggregate amount not to exceed \$10,000,000.

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(Do Not Write Above This Line)

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COUNCILMEMBERS VERN MCCARTY  
AND DERRICK BOAZMAN *WQ*

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PORTION OF SAID PUBLIC  
IMPROVEMENTS; AND FOR OTHER  
PURPOSES.

FILED BY  
CITY COUNCIL

- ☐ CONSENT REFER  
☐ REGULAR REPORT REFER  
☐ ADVERTISE & REFER  
☐ 1st ADOPT 2nd READ & REFER *w/o*  
☒ PERSONAL PAPER REFER *objection*

DEC 03 2001

Date Referred 11/19/01

Referred To: Finance/Executive

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee \_\_\_\_\_  
Date \_\_\_\_\_  
Chair \_\_\_\_\_  
Referred to \_\_\_\_\_

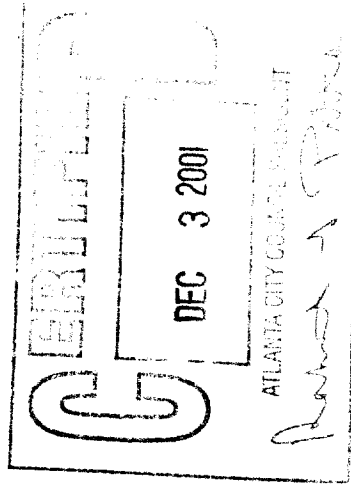
Committee *F. J. & J. J.*  
Date *11-28-01*  
Chair \_\_\_\_\_  
Action: \_\_\_\_\_  
Fav, Adv, Hold (see rev. side) \_\_\_\_\_  
Other: \_\_\_\_\_  
Members \_\_\_\_\_  
Refer To \_\_\_\_\_

Committee *Committee of the date*  
Date *11-28-01*  
Chair \_\_\_\_\_  
Action: \_\_\_\_\_  
Fav, Adv, Hold (see rev. side) \_\_\_\_\_  
Other: \_\_\_\_\_  
Members \_\_\_\_\_  
Refer To \_\_\_\_\_

FINAL COUNCIL ACTION

☐ 2nd ☐ 1st & 2nd ☐ 3rd  
Readings  
☐ Consent ☐ V Vote ☐ RC Vote

CERTIFIED



CERTIFIED  
DEC 03 2001

*John*  
CITY MUNICIPAL CLERK

MAYOR'S ACTION